UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

COGNITIVE SCIENCE LLC,

a New York LLC formerly known as "Mindless Products, LLC,"

Plaintiff,

٧.

IRA KAUFMAN and ONLINE ADVANTAGE INC., a Virginia Corporation d/b/a/ "Optimized Strategies,"

Defendants.

STIPULATION AND ORDER TO DISMISS

Civil Action No. 5:10-cv-797 (FJS-GHL)

ECF CASE

IT IS HEREBY STIPULATED AND AGREED THAT, pursuant to Fed. R. Civ. P. 41(a), and whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-captioned action be, and the same hereby is, dismissed as against all parties, with prejudice upon the merits, and without costs to any party as against the other.

PINNISI & ANDERSON Attorneys for Plaintiff

MURPHY & MCKENNA, LLC Attorneys for Defendants

By: Michael D. Pinnisi

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Garden City, New York 11530

SO ORDERED

Dated: ____

Affection

HON. Frederick J. Scullin, Jr., Senior U.S.D.J.